

**Posted – November 30, 2011**

**REGULAR MEETING DECEMBER 5, 2011**

## **TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND**

**The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, December 5, 2011 at 7:00 P.M. (6:00 P.M. Middletown Police Department Ceremony) the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.**

**Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.**

## **PLEDGE OF ALLEGIANCE TO THE FLAG**

## **RECONSIDERATION**

**The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of**

**order the Council has adopted for its own governance. The motion to reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:**

**If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)**

## **PRESENTATIONS**

- 1. Memorandum of Middletown Police Chief Anthony M. Pesare, re: Middletown Police Department swearing in and award ceremony.**
- 2. RIDEM Presentation, re: Stormwater utility.**

## **PUBLIC FORUM SESSION**

- 3. Pursuant to Rule 23 of the Rules of the Council, Citizens may**

**address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.**

## **CONSENT**

**4. Approval of Minutes, re: Regular Meeting, November 21, 2011.**

**5. Resolution of the Town of Jamestown, re: Support for Legislative Initiative to amend RIGL §17-11-1 “An Act Relating to Elections – Voting Districts and Officials”.**

**6. Application of R & C, LLC dba Braga’s Spaghetti & Grinder Shop, 1397 West Main Road for RENEWAL of a Victualling House License for the 2011-2012 licensing year.**

**7. Memorandum of Acting Tax Assessor, with enclosures, re: Cancellation of Taxes for certain Middletown residents.**

**8. Resolution of the Council, re: Cancellation of Taxes for certain Middletown residents.**

## **ORDINANCES**

**9. Memorandum of Town Administrator, with enclosures, re: Fund Balance Policy in accordance with Governmental Accounting Standards Board (GASB) Statement No. 54 – Fund Balance Reporting and Governmental Fund Type Definitions.**

**10. Resolution of the Council, re: Adopting the Fund Balance Policy in Accordance with GASB #54.**

**11. An Ordinance of the Town of Middletown (First Reading)**

**An Ordinance in amendment to the Town Code of the Town of Middletown, Title III Administration, Chapter 33 Finance, Section 33.18 Fund Balance Policy.**

## **APPOINTMENTS TO BOARDS AND COMMITTEES**

**12. Email communication of Ralph Thomas, Recording Secretary, Open Space and Fields Committee, with enclosures, re: Requesting Council to amend the committee's bylaws.**

**13. Appointment of two (2) member to the Open Space and Fields**

**Committee to complete a terms expiring November 2014.**

## **EXECUTIVE SESSION**

**Pursuant to provisions of RIGL, Sections 42-46-2., 42-46-4., and 42-46-5. (a)**

**(2) Litigation (HK& S Bid Protest) and (5) Lease (Crown Castle Cell Tower).**

**Wendy J.W. Marshall, CMC**

**Town Clerk**

**This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.**